

(m)(1) The following officials may authorize a State to carry out certification program requirements and implement quality standards under section 354(q)(1) and (q)(2) of the Public Health Service Act:

(i) The Director and Deputy Director for Regulations and Policy, CDRH.

(ii) The Director, Office of Health and Industry Programs, CDRH.

(2) The Director, CDRH, is authorized, after providing notice and opportunity for corrective action, to withdraw the approval of a State's authority to carry out certification requirements and implement quality standards under section 354(q)(4) of the Public Health Service Act.

Dated: September 1, 1995.

William B. Schultz,

Deputy Commissioner for Policy.

[FR Doc. 95-22578 Filed 9-11-95; 8:45 am]

BILLING CODE 4160-01-F

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 100

[CGD11-95-007]

RIN 2115-AA97

Special Local Regulations; San Francisco Bay Navy Fleetweek Parade of Ships and Blue Angels Demonstration

AGENCY: Coast Guard, DOT.

ACTION: Notice of implementation.

SUMMARY: This notice implements 33 CFR 100.1105 for the Navy Fleetweek Parade of Ships and Blue Angels Demonstration, San Francisco Bay, California. This Fleetweek event features a parade of ships sailing into the Bay and low level air shows performed by the Navy's Blue Angels and other aircraft along the San Francisco waterfront. The regulations in 33 CFR 100.1105 are necessary to restrict vessel traffic in the regulated areas during Fleetweek 1995 to ensure the safety of participants and spectators.

EFFECTIVE DATES: The regulations in 33 CFR 100.1105 are effective on Thursday, October 5, 1995 through Sunday, October 8, 1995, terminating on each of those days at the end of the scheduled activity as follows:

Regulated area "Alpha" for the Navy Parade of Ships becomes effective at 8:30 a.m. PDT, October 7, 1995 and terminates at 12 noon PDT, October 7, 1995 or when the last U.S. Naval vessel in the column has exited regulated area

"Alpha", whichever time is later, unless cancelled earlier by Commander, Coast Guard Group San Francisco.

Regulated area "Bravo" for the Blue Angels practice flights becomes effective at 10 a.m. PDT, October 5 and 6, 1995 and terminates at 4 p.m. on PDT each day, unless cancelled earlier by Commander, Coast Guard Group San Francisco. Regulated area "Bravo" for the Blue Angels demonstration and other airshow activities again becomes effective at 10 a.m. PDT, October 7, 1995, and 9:30 a.m., October 8, 1995, and terminates at 4 p.m. each day, unless cancelled earlier by Commander, Coast Guard Group San Francisco.

FOR FURTHER INFORMATION CONTACT:

Lieutenant S. Cooley, Operations Officer, U.S. Coast Guard Group San Francisco, Yerba Buena Island, California, 94130-5000; telephone: (415) 399-3445.

SUPPLEMENTARY INFORMATION:

Discussion of Notice

The U.S. Navy/City of San Francisco Fleetweek Navy Parade of Ships and the Navy Blue Angels Aerial Show is scheduled for Saturday, October 7, 1995. Regulated area "Alpha" will ensure unobstructed waters for safe navigation of the Parade of Navy Ships proceeding inbound via the Eastbound San Francisco Bay Traffic Lane. Following the ship parade, regulated area "Bravo" for the aerial demonstration by the U.S. Navy Blue Angels and other aircraft will ensure the safety of the aircraft, vessels, and persons onboard. In preparation for this demonstration, the Blue Angels will conduct practice flights on October 5 and 6, 1995. An additional Blue Angels aerial demonstration is scheduled for October 8, 1995. The regulated area for the practice event and the performance by the Blue Angels and other aircraft will restrict vessel access to the marinas and commercial docks along the San Francisco waterfront. The short duration and minimal size of the regulated area will minimize any inconvenience. Persons and vessels shall not enter or remain within the stated distances from the Naval parade vessels in regulated area "Alpha," or enter or remain within regulated area "Bravo," unless authorized by the Coast Guard Patrol Commander. Fleetweek activities have traditionally attracted a sizable fleet of vessels, and large vessel operators needing to transmit near Fleetweek activities are encouraged to make such transits well before or after the regulated area are in effect.

Dated: August 30, 1995.

D.D. Polk,

Captain, U.S. Coast Guard, Commander, Eleventh Coast Guard District, Acting.

[FR Doc. 95-22530 Filed 09-11-95 8:45 am]

BILLING CODE 4910-14-M

33 CFR Part 100

[CGD 05-95-028]

Special Local Regulations for Marine Events; Hampton Bay Days Festival; Hampton River, Hampton, VA

AGENCY: Coast Guard, DOT.

ACTION: Notice of implementation.

SUMMARY: This notice announces that 33 CFR 100.508 is in effect for the Hampton Bay Days Festival, an annual event to be held on September 9 and 10, 1995 on the Hampton River. These special local regulations are necessary to control vessel traffic in the immediate vicinity of this event. The effect will be to restrict general navigation in the regulated area for the safety of spectators and participants.

EFFECTIVE DATES: The regulations in 33 CFR 100.508 are effective from 7 a.m., September 9, 1995 until 7 p.m., September 10, 1995.

FOR FURTHER INFORMATION CONTACT:

Mr. Stephen L. Phillips, Chief, Boating Affairs Branch, Fifth Coast Guard District, 431 Crawford Street, Portsmouth, Virginia 23704-5004 (804) 398-6204 or Commander, Coast Guard Group Hampton Roads (804) 483-8567.

SUPPLEMENTARY INFORMATION:

Drafting Information

The drafters of this notice are QM1 Gregory C. Garrison, project officer, Boating Affairs Branch, Boating Safety Division, Fifth Coast Guard District, and LCDR J.C. Good, project attorney, Fifth Coast Guard District Legal Staff.

Discussion of Regulations

Hampton Bay Days, Inc. submitted an application to hold the Hampton Bay Days Festival on September 9 and 10, 1995. The marine portion of the festival will consist of a parade of boats, water ski shows, and assorted boat races. There will also be a fireworks display launched from within the regulated area. The regulations in 33 CFR 100.508 govern the activities of the Hampton Bay Days Festival held on the Hampton River, in and around downtown Hampton, Virginia. Implementation of 33 CFR 100.508 also implements as special anchorage areas the spectator anchorages designated in that section for use by vessels during the event.

Vessels less than 20 meters long may anchor in these areas without displaying the anchor lights and shapes required by Inland Navigation Rule 30 (33 U.S.C. 2030(g)).

These regulations were specifically established to enhance the safety of the participants in and spectators of the marine portions of the Hampton Bay Days Festival and the regulations are hereby implemented.

Dated: August 29, 1995.

N.V. Scurria, Jr.,

Captain, U.S. Coast Guard, Commander, Fifth Coast Guard District, Acting.

[FR Doc. 95-22531 Filed 9-11-95; 8:45 am]

BILLING CODE 4910-14-M

33 CFR Part 117

[CGD 07-95-20]

RIN 2115-AE47

Drawbridge Operation Regulations; Atlantic Intracoastal Waterway, FL

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: The Coast Guard is removing the regulations governing the operation of the Merrill Barber, State Road 60 bridge, mile 951.9, at Vero Beach. This drawbridge has been replaced by a fixed bridge and there is no longer a need for the regulation.

EFFECTIVE DATE: October 12, 1995.

FOR FURTHER INFORMATION CONTACT: Mr. Walt Paskowsky, Project Manager, Bridge Section, (305) 536-4103.

SUPPLEMENTARY INFORMATION: In accordance with 5 U.S.C. 553, as notice of proposed rulemaking has not been published for these regulations, because there is no longer a need for the regulations as they pertain to a drawbridge that no longer exists.

Drafting Information

The principal persons involved in drafting this document are Walt Paskowsky, Project Manager, and LT Commander Rob Wilkins, Project Counsel.

Background and Purpose

The Merrill Barber bridge was replaced by a high level fixed bridge on March 1, 1995. The old drawbridge is in the process of being removed from the waterway. This removal is a requirement of the permit issued for the new bridge. The regulations in 33 CFR 117.261(n) governing the operation of the old drawbridge are no longer necessary and are being removed.

Environment

Under section 2.B.2.e(32)(e) of Commandant Instruction M16475.1B, this rule is categorically excluded from further environmental documentation.

Federalism

The Coast Guard has analyzed this rule under the principles and criteria contained in Executive Order 12612 and has determined that this rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

Regulatory Evaluation

This rule is not a significant regulatory action under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that order. It has not been reviewed by the Office of Management and Budget under that order. It is not significant under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040, February 26, 1979). The Coast Guard expects the economic impact of this rule to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary. We conclude this because the drawbridge no longer exists.

List of Subjects in 33 CFR Part 117

Bridges.

In consideration of the foregoing facts, part 117 of Title 33 of the Code of Federal Regulations is amended as follows:

PART 117—DRAWBRIDGE OPERATION REGULATIONS

1. The authority citation for Part 117 continues to read as follows:

Authority: 33 U.S.C. 499; 49 CFR 1.46; 33 CFR 1.05-1(g); Section 117.255 also issued under the authority of Pub. L. 102-587, 106 Stat. 5039.

2. Section 117.261 paragraph (n) is removed and reserved.

§ 117.261 Atlantic Intracoastal Waterway from St. Mary's River to Key Largo.

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(n) [Removed and reserved]

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Dated: July 21, 1995.

R.T. Rufe, Jr.,

Rear Admiral, U.S. Coast Guard Commander, Seventh Coast Guard District.

[FR Doc. 95-22529 Filed 9-11-95; 8:45 am]

BILLING CODE 4910-14-M

33 CFR Part 165

[CGD02-95-015]

RIN 2115-AE84

Regulated Navigation Area; Ohio River Mile 461.0 to 462.0

AGENCY: Coast Guard, DOT.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a regulated navigation area on the Ohio River from mile 461.0 to mile 462.0. This regulation is needed to protest and control recreational and commercial vessel traffic during three Jimmy Buffet concerts at the Riverbend Music Center, Cincinnati, Ohio. This regulation will restrict general navigation in the regulated area for the safety of recreational and commercial vessels.

EFFECTIVE DATES: This regulation is effective between 8 p.m. and 11 p.m. EDT on September 22, 23, and 26, 1995.

FOR FURTHER INFORMATION CONTACT: CWO Ken Smith, Operations Officer, Captain of the Port, Louisville, Kentucky at (502) 582-5194.

SUPPLEMENTARY INFORMATION:

Drafting Information

The principal persons involved in drafting this document are Chief Warrant Officer Ken Smith, Operations Officer for the Captain of the Port Louisville, Kentucky, and Lieutenant S. Moody, Project Attorney, Second Coast Guard District Legal Office, St. Louis, MO.

Regulatory History

In accordance with 5 U.S.C. 553, a notice of proposed rulemaking has not been published for this regulation and good cause exists for making it effective in less than 30 days from the date of publication. Overriding safety concerns and short notice of scheduling of the event made following normal rulemaking procedures impracticable. Three Jimmy Buffet concerts at the Riverbend Music Center, an arena located on the shores of the Ohio River, are expected to attract hundreds of recreational vessels to the area. These shoreside concerts are not marine events and therefore the sponsors were not required to notify the Coast Guard of the event. As a result, the Coast Guard did not learn of the need for vessel traffic control in time to publish a notice of proposed rulemaking.

Background and Purpose

For the past few years Jimmy Buffet has performed annual concerts at the